



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2006 REGULAR SESSION

SENATE BILL NO. 137

WEDNESDAY, FEBRUARY 22, 2006

The following bill was reported to the House from the Senate and ordered to be printed.

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DATE March 17, 2006
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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

AN ACT relating to blasting.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 Section 1. KRS 351.315 is amended to read as follows:

2 (1) No person shall detonate explosives in any blasting operation in which more than
3 five (5) pounds of explosives or the equivalent are used in a single charge or in
4 which less than five (5) pounds of explosives are used by a regular user, excluding
5 blasting for agriculture and underground coal, unless he is licensed by the
6 department. The department shall issue a license to use explosives to any person
7 who:

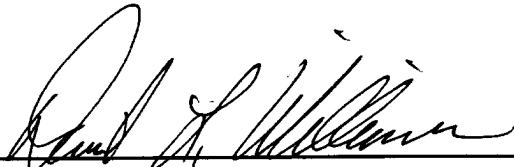
8 (a) Has worked in blasting operations for at least twenty-four (24) months under
9 the immediate supervision of an experienced blaster or has worked in blasting
10 operations for twelve (12) months and has completed a formal training
11 program approved by the department; and

12 (b) Has passed an examination prescribed by the department which shall test the
13 examinee's practice of blasting operations and the storage, moving, handling,
14 and detonation of explosives.

15 (2) Application for license shall be in writing upon a form furnished by the department
16 and shall be accompanied by a photograph of the applicant. If the applicant is
17 successful in passing the examination, a license indicating his competency to
18 detonate explosives shall be issued upon the payment of a fee of twenty-five dollars
19 (\$25).

20 (3) Any person who is a licensed blaster in another state where the qualifications
21 prescribed at the time of licensing were, in the opinion of the commissioner, equal
22 to those prescribed in the Commonwealth at the date of application, and where
23 reciprocal licensing privileges satisfactory to the department are granted to licensees
24 of the Commonwealth, may be granted a license without an examination, upon the
25 payment of a fee.

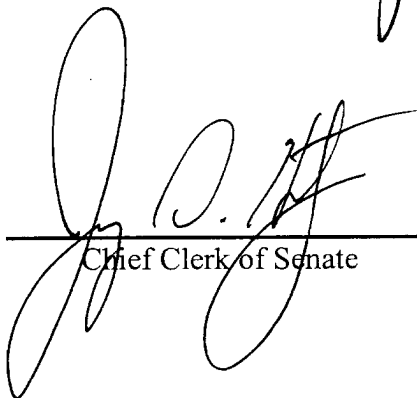
- 1 (4) Each blaster shall be required to renew his license every three (3) years by
2 application to the department, which application shall be accompanied by a fee.
3 Each applicant for renewal of a Kentucky blaster's license~~[, other than a certified~~
4 ~~surface coal miner,]~~ shall furnish proof that during the preceding three (3) years, he
5 has attended a minimum of sixteen (16) hours of blaster's training approved by the
6 department. Each applicant for renewal of a limited Kentucky blaster's license shall
7 furnish proof that during the preceding three (3) years, he has attended a minimum
8 of four (4) hours of blaster's training approved by the department.
- 9 (5) The department shall not issue a blaster's license to any person not entitled to
10 transport or receive explosives under existing federal law, including persons who:
11 (a) Are less than twenty-one (21) years of age; or
12 (b) Have been convicted in any court of a crime punishable by imprisonment for a
13 term exceeding one (1) year, unless the conviction has been specifically
14 exempted by the United States Bureau of Alcohol, Tobacco and Firearms or
15 its successor.
- 16 (6) All fees provided in this section shall be set by the department by administrative
17 regulation; however, the fee for an application shall not exceed forty dollars (\$40),
18 the fee for license renewal shall not exceed sixty dollars (\$60), and the fee for
19 reciprocal licensing shall not exceed sixty dollars (\$60).
- 20 (7) The commissioner may suspend any license for due cause, but no license may be
21 revoked until the licensee has been granted adequate opportunity for a hearing
22 conducted in accordance with KRS Chapter 13B.



President of the Senate



Speaker-House of Representatives

Attest: 

Chief Clerk of Senate

Approved 

Governor

Date 3.17.06